

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 62nd LEGISLATURE - REGULAR SESSION

JOINT APPROPRIATIONS SUBCOMMITTEE ON HEALTH AND HUMAN SERVICES

Call to Order: Chair Don Roberts, on February 8, 2011 at 8:00 AM, in Room 102 Capitol

ROLL CALL

Members Present:

Rep. Don Roberts, Chair (R)
Sen. Dave Lewis, Vice Chair (R)
Rep. Tony Belcourt (D)
Rep. Tom Burnett (R)
Sen. Mary Caferro (D)
Rep. John Esp (R)
Sen. Jason Priest (R)
Rep. Trudi Schmidt (D)

Members Excused: None

Members Absent: None

Staff Present: Marilyn Daumiller, Legislative Branch
Miranda Keaster, Committee Secretary
Lois Steinbeck, Legislative Branch
Kris Wilkinson, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Executive Action: 5% Reduction Plan, Human and Community Services Division, Child and Family Services Division

Public Testimony: Child Support Enforcement Division

00:00:10 Chairman Roberts
00:01:39 Marilyn Daumiller, Legislative Fiscal Division (LFD)

Alternative for Funding Montana Veteran's Homes

00:01:46 Kris Wilkinson, LFD
00:12:39 Chairman Roberts
00:12:44 Rep. Burnett
00:13:01 Sen. Lewis
00:13:52 Kris Wilkinson
00:14:07 Sen. Lewis
00:14:29 Mary Dalton, Department of Public Health and Human Services (DPHHS)
00:16:43 Sen. Lewis
00:17:36 Mary Dalton
00:18:30 Sen. Lewis
00:19:19 Mary Dalton
00:19:43 Sen. Lewis
00:20:00 Laurie Lambson, DPHHS
00:20:31 Sen. Lewis
00:20:53 Laurie Lambson
00:21:01 Chairman Roberts

Executive Action

Human and Community Services Division

00:21:42 **Motion:** Rep. Esp moved that **PROPOSAL TO MOVE THE REMAINING ALLOCATION FROM THE REDUCTION OF FAMILY PLANNING IN THE GENERAL FUND TO BE MOVED TO MENTAL HEALTH CRISES BE ADOPTED.**

Discussion:

00:23:08 Rep. Esp
00:23:17 Marilyn Daumiller, LFD
00:23:42 Sen. Lewis
00:24:10 Rep. Schmidt
00:24:18 Marilyn Daumiller
EXHIBIT(jhh31a01)
00:25:15 Rep. Schmidt
00:25:36 Rep. Esp

00:26:38 **Substitute Motion:** Sen. Caferro made a substitute motion **TO USE THE TOBACCO SETTLEMENT INTEREST TO FUND THE HB 120 SERIES (MENTAL HEALTH CRISES) BE ADOPTED.**
EXHIBIT(jhh31a02)

Discussion:

00:29:03 Rep. Schmidt

00:29:15 Laurie Lambson, DPHHS
00:29:28 Sen. Caferro
00:29:52 Kris Wilkinson, LFD
00:30:51 Sen. Lewis
00:31:23 Rep. Esp
00:32:11 Sen. Lewis
00:32:27 Kris Wilkinson
00:32:44 Rep. Schmidt
00:33:03 Laurie Lambson
00:33:37 Chairman Roberts
00:33:46 Kris Wilkinson
00:33:57 Chairman Roberts
00:34:00 Kris Wilkinson
00:34:07 Rep. Schmidt
00:34:19 Kris Wilkinson
00:34:23 Rep. Schmidt
00:34:39 Kris Wilkinson
00:34:50 Rep. Schmidt
00:35:04 Kris Wilkinson
00:35:37 Rep. Schmidt
00:35:48 Kris Wilkinson
00:36:13 Rep. Belcourt
00:36:24 Sen. Lewis
00:36:40 Sen. Caferro

00:37:25 **Vote:** Motion failed 3-5 by roll call vote with Rep. Belcourt, Sen. Caferro and Rep. Schmidt voting aye.

00:38:12 Rep. Belcourt
00:38:30 Rep. Esp
00:38:34 Rep. Schmidt
00:38:50 Rep. Esp
00:39:14 Rep. Schmidt
00:39:28 Rep. Esp

00:39:54 **Vote:** Motion carried 6-2 by roll call vote with Sen. Caferro and Rep. Schmidt voting no.

00:40:34 **Motion:** Sen. Caferro moved **TO FUND THE REMAINING HB 130 SERIES WITH THE TOBACCO SETTLEMENT INTEREST BE ADOPTED.**

Discussion:

00:41:03 Rep. Esp
00:41:17 Rep. Burnett
00:41:50 Sen. Caferro
00:42:29 Rep. Esp
00:43:55 Chairman Roberts
00:44:53 Rep. Schmidt
00:45:05 Chairman Roberts

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00:45:12 Rep. Schmidt
00:45:24 Sen. Lewis
00:45:30 Rep. Schmidt
00:45:35 Rep. Esp

00:45:53 **Vote:** Motion carried unanimously by roll call vote. Sen. Priest voted by proxy.

PL 20009

00:47:52 Marilyn Daumiller, LFD
EXHIBIT(jhh31a03)
00:48:40 Rep. Belcourt
00:48:56 Hank Hudson, DPHHS
00:49:13 Candee Krantz, DPHHS
00:49:25 Sen. Priest entered.
00:49:44 Sen. Caferro
00:49:59 Hank Hudson
00:50:04 Jamie Palagi, DPHHS
00:50:46 Sen. Caferro
00:50:56 Jamie Palagi

00:51:23 **Motion/Vote:** Rep. Roberts moved that **PL20009 BE ADOPTED**. Motion carried 7-1 by voice vote with Rep. Esp voting no.

PL20012

00:51:49 Chairman Roberts
00:52:06 Marilyn Daumiller, LFD

00:52:27 **Motion:** Rep. Esp moved that **PL20012 BE AMENDED TO A 1% INCREASE INSTEAD OF A 3% INCREASE**.

Discussion:

00:52:51 Rep. Schmidt
00:52:59 Hank Hudson, DPHHS
00:54:12 Chairman Roberts
00:54:16 Marilyn Daumiller
00:55:22 Sen. Caferro
00:55:35 Rep. Esp
00:55:51 Sen. Caferro
00:56:29 Rep. Esp

00:56:48 **Substitute Motion:** Sen. Caferro made a substitute motion **TO REDUCE THE LINE ITEM OF IN-DIRECTS BY 2% BE ADOPTED**.

Discussion:

00:58:06 Marilyn Daumiller, LFD
00:58:27 Laurie Lambson, DPHHS

00:59:15 Marilyn Daumiller
00:59:31 Laurie Lambson
00:59:34 Sen. Caferro
01:00:33 Sen. Lewis
01:01:12 Hank Hudson, DPHHS
01:01:17 Rep. Burnett
01:01:25 Sen. Caferro
01:02:21 Rep. Esp
01:02:39 Hank Hudson

01:03:41 **Vote:** Motion carried 6-2 by roll call vote with Rep. Roberts and Rep. Schmidt voting no.

01:04:23 **Motion/Vote:** Rep. Esp moved that **PL20012 BE ADOPTED AS AMENDED**. Motion carried 5-3 by roll call vote with Rep. Belcourt, Sen. Caferro and Rep. Schmidt voting no.

PL20013

01:05:32 Marilyn Daumiller, LFD

01:05:46 **Motion/Vote:** Rep. Roberts moved that **PL20013 BE ADOPTED**. Motion carried 7-1 by voice vote with Rep. Esp voting no.

PL20015

01:06:40 Marilyn Daumiller, LFD

01:07:13 **Motion:** Rep. Roberts moved that **PL20015 BE ADOPTED**.

Discussion:

01:07:23 Rep. Schmidt
01:07:32 Marilyn Daumiller, LFD

01:07:39 **Vote:** Motion carried 6-2 by voice vote with Rep. Burnett and Rep. Esp voting no.

PL20016

01:08:04 Marilyn Daumiller, LFD

01:08:28 **Motion:** Rep. Roberts moved that **PL20016 BE ADOPTED**.

Discussion:

01:08:32 Sen. Caferro
01:09:52 Sen. Lewis

01:10:35 **Vote:** Motion failed 3-5 by roll call vote with Rep. Belcourt, Sen. Caferro and Rep. Schmidt voting aye.

PL20017

01:11:30 Marilyn Daumiller, LFD

01:11:55 **Motion/Vote:** Rep. Roberts moved that **PL20017 BE ADOPTED**. Motion carried 7-1 by voice vote with Rep. Burnett voting no.

PL20018

01:12:39 Marilyn Daumiller, LFD

01:13:04 **Motion/Vote:** Rep. Roberts moved that **PL20018 BE ADOPTED**. Motion carried 7-1 by voice vote with Rep. Esp voting no.

PL20019

01:13:33 Marilyn Daumiller, LFD

01:13:50 **Motion:** Rep. Roberts moved that **PL20019 BE ADOPTED**.

Discussion:

01:14:04 Rep. Esp
01:14:18 Hank Hudson, DPHHS
01:14:26 Jim Nolan, DPHHS
01:14:45 Rep. Esp
01:14:52 Jim Nolan
01:15:27 Rep. Esp
01:16:00 Sen. Lewis
01:16:20 Jim Nolan
01:16:44 Rep. Schmidt
01:17:01 Jim Nolan
01:17:32 Chairman Roberts

01:17:46 **Vote:** Motion failed 4-4 by roll call vote with Rep. Belcourt, Sen. Caferro, Sen. Lewis and Rep. Schmidt voting aye.

LIEAP Motion

01:18:33 **Motion:** Rep. Burnett moved that **THE PROPOSAL TO DE-AUTHORIZE LIEAP ADVERTISEMENT FUNDS BE ADOPTED**.

Discussion:

01:19:13 Marilyn Daumiller, LFD
01:19:41 Rep. Burnett

01:20:14 Chairman Roberts
01:20:18 Sen. Caferro
01:20:35 Hank Hudson, DPHHS
01:21:38 Rep. Burnett
01:21:59 Hank Hudson
01:22:15 Chairman Roberts
01:22:19 Sen. Lewis
01:22:32 Rep. Burnett
01:23:03 Sen. Caferro
01:23:36 Hank Hudson
01:23:51 Marilyn Daumiller
01:24:14 Rep. Burnett
01:24:23 Marilyn Daumiller
01:24:42 Sen. Caferro
01:24:50 Marilyn Daumiller

01:25:07 **Vote:** Motion carried 6-2 by roll call vote with Rep. Belcourt and Rep. Schmidt voting no.

Additional Motion: Human and Community Services

01:25:57 **Motion:** Sen. Caferro moved that **THE PROPOSAL THAT MONEY BE TAKEN OUT OF TANF BENEFITS LEVEL IN MOE AND A 3% INCREASE FOR WORK CONTRACTORS OUT OF TANF BLOCK GRANT BE ADOPTED.**

Discussion:

01:27:47 Rep. Esp
01:27:52 Rep. Belcourt exited.
01:27:57 Sen. Caferro
01:28:10 Marilyn Daumiller, LFD
01:28:38 Sen. Caferro
01:30:01 Marilyn Daumiller
01:30:14 Sen. Caferro
01:30:37 Marilyn Daumiller
01:31:20 Laurie Lambson, DPHHS
01:31:40 Marilyn Daumiller
01:31:54 Laurie Lambson
01:32:10 Sen. Caferro
01:32:48 Sen. Lewis
01:33:30 Laurie Lambson
01:33:46 Sen. Caferro
01:33:54 Laurie Lambson
01:34:06 Chairman Roberts
01:34:10 Sen. Caferro
01:34:47 Rep. Esp

01:35:20 **Vote:** Motion carried 6-2 by roll call vote with Rep. Burnett and Rep. Roberts voting no. Rep. Belcourt voted by proxy.

PL30001/PL30002

01:36:04 Chairman Roberts
01:36:32 Marilyn Daumiller, LFD
01:37:46 Chairman Roberts

01:37:55 **Motion/Vote:** Rep. Esp moved that **PL30001 and PL30002 BE ADOPTED.**
Motion carried unanimously by voice vote. Rep. Belcourt voted by proxy.

PL30003/PL30004

01:38:54 Marilyn Daumiller, LFD

01:39:24 **Motion/Vote:** Rep. Roberts moved that **PL30003 and PL30004 BE ADOPTED.**
Motion carried unanimously by voice vote. Rep. Belcourt voted by proxy.

01:39:51 Chairman Roberts

PL30101

01:40:04 Marilyn Daumiller, LFD
01:40:43 Rep. Esp
01:40:51 Marilyn Daumiller
01:41:28 Rep. Belcourt
01:42:06 Marilyn Daumiller

01:42:16 **Motion/Vote:** Rep. Roberts moved that **PL30101 BE ADOPTED.** Motion carried
unanimously by voice vote. Rep. Belcourt voted by proxy.

01:43:05 Recess
01:58:45 Reconvene
01:58:46 Rep. Belcourt entered.

Developmental Disability Services/Senior and Long-term Care Division

01:58:51 Chairman Roberts
01:59:11 Kris Wilkinson, LFD
EXHIBIT(jhh31a04)
01:59:55 Chairman Roberts
02:00:26 Kris Wilkinson
02:00:51 Sen. Caferro
EXHIBIT(jhh31a05)
02:01:40 Kris Wilkinson
02:02:04 Rep. Esp
02:03:27 Laurie Lambson, DPHHS
02:04:42 Rep. Esp
02:04:45 Laurie Lambson
02:04:55 Rep. Esp
02:05:02 Chairman Roberts

02:05:06 **Motion:** Sen. Caferro moved that **THE PROPOSAL TO REDUCE TOTAL FUNDS BY \$1.7 MILLION EACH YEAR IN THE OPERATIONS ACCOUNT OF THE DPHHS CHILDREN'S MENTAL HEALTH BUREAU (CMHB) AND INCREASE TOTAL FUNDS BY \$1.3 MILLION EACH YEAR IN THE CLIENT BENEFITS ACCOUNT OF THE MEDICAID BENEFITS REPORTING LEVEL REPORTING LEVEL RESTRICTING IT TO INCREASE THE RATE FOR CHILDREN'S MENTAL HEALTH TARGETED CASE MANAGEMENT BE ADOPTED.**

Discussion:

02:07:24 Mary Dalton, DPHHS
02:07:48 Rep. Esp
02:08:09 Mary Dalton
02:08:40 Sen. Lewis
02:08:53 Mary Dalton
02:09:00 Sen. Lewis
02:09:22 Mary Dalton
02:10:13 Rep. Schmidt
02:10:36 Chairman Roberts
02:10:41 Sen. Caferro
02:12:27 Rep. Burnett
02:12:46 Sen. Lewis
02:12:58 Rep. Schmidt
02:13:05 Mary Dalton
02:13:19 Sen. Caferro
02:13:29 Rep. Esp
02:14:15 Sen. Caferro
02:14:47 Rep. Esp
02:14:59 Sen. Priest
02:15:06 Chairman Roberts

02:15:17 **Vote:** Motion carried 6-2 by roll call vote with Rep. Belcourt and Rep. Schmidt voting no.

02:16:35 Kris Wilkinson
02:16:53 Chairman Roberts
02:19:37 Mary Dalton

[**EXHIBIT\(jhh31a06\)**](#)

Child Support Enforcement Division

02:20:43 Lonnie Olson, Administrator, Child Support Enforcement Division, DPHHS
02:51:02 Rep. Esp

02:51:32 Lonnie Olson

Questions and Comments:

02:55:03 Rep. Burnett

02:55:35 Lonnie Olson, DPHHS
02:58:30 Sen. Caferro
02:58:32 Lonnie Olson
02:58:47 Sen. Caferro
02:59:07 Lonnie Olson
02:59:21 Chairman Roberts

Public Testimony:

03:00:38 Terry Minow, Montana Education Association - Montana Federation of Teachers
(MEA-MFT)

ADJOURNMENT

Adjournment: 03:02:20

Miranda Keaster, Secretary

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Additional Documents:

EXHIBIT([jhh31aad.pdf](#))